

WIND TOO FRISKY TO PERMIT FLIGHT

But Orville Expected to Go Up Till Sunset.

ARMY MEN THERE WITH BAND

Orphans Join the Crowd of the Curious Who Insist Upon Seeing a Heavier-than-Air Ship Sail Over Fort Myer-Hearing Granted Time in Which to Try His Machine.

A wind varying from sixteen to twenty-five miles an hour kept the Wright aeroplane in the shed at Fort Myer all yesterday, and throughout the afternoon kept a crowd of 3,500 persons standing around in vain expectation of a flight.

That Orville expects to go up as soon as the weather gives him a chance, is shown by the fact that both he and Wilbur stayed in the aeroplane shed until closing-up time, at 6:30 o'clock, on the chance that the wind might drop. At times a small sized gale blew, which fell at other times to gentle zephyrs, that revived the hopes of the crowd. It was puffy, though, and fickle, and after each lull the quarrel broke out afresh, with the calm no nearer at hand.

A number of Representatives journeyed out to the fort, and some of them were admitted to the shed and the privacy of the aviators. Of the eminent men of the day before, Secretary of War Dickinson and John Barrett, director of the International Bureau of the American Republics, were the only repeaters.

Sized Things Up.

Maj. Fouts, in charge of the policing of the grounds, galloped around on his horse for a while, sizing things up and giving directions for the clearing of the field in case Wilbur stopped crossing his fingers. In his hand the major carried something that looked like a red feather duster. To the undisciplined and irreverent eye it was not evident whether the tickler was a sign of authority or to keep off the flies. It was a cute little thing, though, any one who looked at it would see.

Probably on the theory that "musical" charms to soothe the savage beast, the army men had the band on the job, so that all through the afternoon if any casual malediction sprang to the tip of a dusty tongue, it was lost on a flood of harmony from the north end of the field. The usual precedent governing the working hours of the band had to be stretched a bit to have it play on Saturday afternoon, but it showed that the army men mean well, even if they did draw a bottom hand when they invited Congress out to see a flight.

A new class of persons filled the ranks of the willing waiters yesterday afternoon. They were not lawmakers, or society people, or scientists, or military personages. If they could be classified at all, they would have to be placed among the merely curious.

They were about fifteen of them, and the youngest was not less than three years old and the oldest not more than five years young. In charge of two representatives of the orphanage from which they came, they sat on a long piece of wood back a little way from the aeroplane shed. With not two inches difference in their heights, and their heights nothing to brag about from the vulgar standpoint of quantity, they reminded one of the dirty about "Ten Little Indians," or of a row of turtles on a log.

Question as to Sex.

Whether one sex or more was represented among them did not appear from their costumes, which were alike in every detail, even to the cloth suspenders crossing over their shoulders. Trousers and shirts were of blue gingham, and there was nothing doing when it came to coats and hats.

Secretary of War Dickinson yesterday decided to grant to A. M. Herring, formerly cashier of a bank in Portsmouth, who is now in the penitentiary because of irregularities in his accounts, will remain in the prison. That has practically been determined by Gov. Swanwick, who has been receiving letters from the people of Portsmouth asking for his release with the case for and against the liberation of the man.

The governor said to-day that he had received a great many letters from persons who knew all the facts, and that he had given the matter full consideration, but that he had not yet seen anything to lead him to any reason for the exercise of clemency. But was given three years in prison.

PARDON UNLIKELY FOR BUTT.

Gov. Swanwick Not Convinced Clemency Should Be Exercised. Special to The Washington Herald.

Richmond, July 10.—A. B. Butt, formerly cashier of a bank in Portsmouth, who is now in the penitentiary because of irregularities in his accounts, will remain in the prison. That has practically been determined by Gov. Swanwick, who has been receiving letters from the people of Portsmouth asking for his release with the case for and against the liberation of the man.

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PUT ON A NEW BASIS.

Macfarland Systematizes Firemen's Pension Scale.

A new scale of pensions for members of the District fire department has been drafted by Commissioner Macfarland, who has charge of that branch of the public service, assisted by Chief Engineer Wagner.

The proposed scale will be based upon length of service and extent of disability received by members of the department while in the discharge of their duties.

Under the old pension system now in force no detailed schedule formed the basis for payment, the amounts being determined by the Commissioners on the merits of each case. Pensions are now recommended by a board and passed upon finally by the Commissioners, who either approve or reject the recommendation of the board, decrease or increase the amount. Under the new system proposed the payments will be fixed by service and disability.

It is the purpose of Commissioner Macfarland to recommend to the Commissioners that a similar pension schedule be adopted by the police department.

Senator Brown in Hospital.

Suffering, it is said, from a slight breakdown due to recent hard work on the tariff bill, Senator Norris Brown, of Nebraska, is a patient at George Washington University Hospital. The Senator entered the institution yesterday afternoon. It is expected he will be able to be out again in a few days.

EAGLE BASEBALL CLUB LEADERS.

MEMBERS OF HOUSE TO PLAY BASEBALL

Vice President Sherman the Republican Umpire.

"UNCLE JOE" TO BE A "ROOTER"

"Over the Fence" Will Be Called Out, and Batter Ordered Off Field—Umpires Required to Be Lament on Pain of Being Mobbed—Game May Be Played To-morrow or Later.

Plans were completed yesterday for the ball game to be played to-morrow or later in the week between teams representing the Republicans and Democrats in the House of Representatives.

Rules governing the proposed brouhaha of the great national sport have been promulgated that will bring groans of despair from Ban Johnson and Harry Pulliam.

For example, it has been decreed, as a mark of respect to Uncle Joe Cannon, who has passed threescore and ten, that the umpires shall hold the batter to be out where the fielder catches the ball on the first bounce.

For the benefit of weak sticklers in the Congress bunch, five balls instead of four will be permissible, and the umpires will be required, on pain of being mobbed, to be most lenient in calling plays on the bases. Over the fence will be called "out" and the batter will be ordered off the grounds.

All arrangements for this battle on the diamond have been perfected with the exception of the time. The game will be pulled off at the American League Park, and it will be played to-morrow if possible, and if not, later in the week, the date to be named by the captains of the respective teams.

A Prolonged Discussion. Details were perfected yesterday after prolonged discussion. Representative Tanager, of Pennsylvania, who was a star pitcher in the National League years ago, being a contemporary of Mike Kelly, Adrian Anson, Johnny Ward, John Clarkson, and other diamond heroes, is the captain of the Republican team. He met in conference with Representative Kinkaid, of New Jersey, who will captain the Democratic team.

Capt. Tanager suggested that Vice President Sherman and Speaker Cannon be named as umpires. Capt. Kinkaid demurred, suggesting he would agree to either Mr. Sherman or Mr. Cannon, but that it would be unfair to the Democrats to accept two Republicans as umpires. "Uncle Joe" was finally eliminated, and Mr. Sherman was selected as the Republican umpire. When informed that he had been counted out as an arbiter of plays, Mr. Cannon said he did not care, anyway, and expressed the opinion that he would enjoy the combat more from a box in the grand stand.

No decision has been reached as to who shall be the Democratic umpire. The difficulty has been intensified owing to the various kinds of Democrats in the House. This has brought up the question, "What is a Democrat?" Fitzgerald, of Brooklyn, was suggested as a good man for the place. Bryan Democrats refused to approve of his selection, however, because he supported the Cannon rules early in the session. "Grim Jim" Griggs, of Georgia, was counted out for the same reason.

It was finally agreed that the designation of the Democratic umpire should be left open for the present.

Representative Leonidas Livingston, a Democrat from Georgia, who is nearly eighty years of age, has been paired as catcher with Senator Sherman, a Republican, who is more than eighty years of age. Whether these venerable gentlemen will consent to stand on the side lines and whoop it up for their respective teams has not yet been determined. They will be asked to assume responsible positions, and may accept or reject them, just as they see fit.

The following Republicans will represent the majority side of the House: Livingston, McKimley, and Rodenberg, of Illinois; Morehead, of North Carolina; Elkins, of Missouri; Burke, of Pennsylvania; Miller, of Minnesota; and Butler and Tanager, of Pennsylvania. There is some talk of protesting, but Butler and Tanager on the ground of professionalism. Tanager claims he was a professional ball player, but that he has become a professional amateur. Butler played with "Tim" Sherman in the minor leagues of Pennsylvania away back in the civil war period, and some of the Democrats allege he has kept in practice ever since.

The Democratic side of the encounter will be made up of the following: Garner, of Texas; O'Connell, of Massachusetts; Fitzgerald, of New York; Kinkaid, of Nebraska; James, of Kentucky; Heflin, of Alabama; Kellher, of Massachusetts; Hughes, of New Jersey; and McDermott, of Illinois.

"Tim" Sherman has announced he will preserve order on the field. Disgruntled players may be permitted to extend their remarks in the Record, but they will not be allowed to "sass" the umpire.

MARRIED IN CREMATORIUM.

Japanese Merchant Weds White Girl in Burying Plant.

New York, July 10.—Kress Keyama, owner of a string of Japanese tea gardens at various Eastern resorts, was married on Friday night to a white girl, Miss Mary Louise Bolloch, of Brooklyn, in the "Funeral Church" of the Campbell Burial and Cremation company plant after a number of ministers had declined to perform the ceremony.

The ceremony was performed by Rev. Henry Marsh Warren, the hotel chaplain who used to have quite a record as a marrying parson. The wedding party, comprising the bride, the bridegroom, the bridegroom's sister, Miss Fyfe, and Martin Keusch, reached the undertaking establishment a little after 10 o'clock in the evening. The bride said they had tried a score of ministers, but nobody seemed willing to marry them; then somebody tipped them off that the undertaking place was open all night, and could get hold of a minister for them easily enough.

GRAFTERS BEGIN TERMS.

Search Made in Boston for the Man Higher Up.

Boston, July 10.—Convicted of grafting from the city in the purchase of flagstones, Michael J. Mitchell, former city purchasing agent, and Thomas F. Maher, a contractor, to-day began terms of one year each in the Dear Island house of correction. To-night, it is rumored in political circles, that a hot hunt for the man higher up is to be undertaken.

That there is a man higher up in the case was indicated when Judge Sander son, in sentencing Mitchell and Maher, announced that the foreman of the jury had declared the juryman did not consider Mitchell as guilty as Maher, who had not yet been indicted.

Just who is to be attacked next is not known.

Jury Calls It Suicide.

San Francisco, July 10.—The bullet that killed Mrs. Orena de La Montanya, wife of Marquis de La Montanya, while she was in her apartments on the night of July 7, was fired from a revolver, according to a verdict this evening by a coroner's jury.

Workman's Crowbar Completes Circuit for 1,100 Volts.

Detroit, Mich., July 10.—At work in the Michigan Central tunnel, under the Detroit River, 1,700 feet from the entrance, Wallace May was instantly killed this evening when the crowbar with which he was working came in contact with an electric feed wire carrying a current of 1,100 volts.

It was necessary for one of the men to make the journey to the mouth of the tunnel to have the current turned off before May's body could be released.

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During the discussion of the bill in the Cuban Congress, Delgado, who was president of the senate, engaged in a controversy with Senor Espinosa, a member of the senate, over the government guarantee of the lottery prizes, and a duel followed. Neither of the duelists was injured.

Arrested in Foreign Land.

Slayer of Girl in Detroit Serving Term in Serbia.

Detroit, Mich., July 10.—In Belovar, Serbia, George Relich is paying the penalty of a brutal murder charged against him in Detroit January 2, 1907, when he is alleged to have strangled Kate Davis to death and to have hidden her body under a shed near the railroad tracks. The body, partly mummified by its long exposure, was not found until May 9, 1907, and then the police, who soon succeeded in solving what at first looked like a deep mystery, learned that Relich had fled to the old country.

Word reached the Detroit police to-night that he was tried on the charge of murder of a fellow-countryman in a foreign land and was sentenced to serve twelve years at hard labor.

For months after Relich was located in Belovar the Detroit police made unsuccessful efforts to have him brought back.

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Child Pianist Wins Prize.

Paris, July 10.—Allene van Barentzen, a twelve-year-old girl, has just been awarded first prize for piano playing in the Conservatoire competition. She was born in Boston, and entered the Conservatoire when she was nine years old.

Ocean Steamships.

New York, July 10.—Arrived: Baltic, Liverpool, July 2.

Arrived: President Grant, at Hamburg. Sailed from foreign ports: Valerian from Antwerp; Arle from Oostende; La Bretagne from Havre; St. Louis from Southampton; Minneapolis from London; Grosser Kurft from Bremen; Canada from Liverpool.

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VETERAN OFFICER DIES IN POVERTY

Continued from Page One.

hend around a railroad cut. Drawn up in a line just beyond the bend we found, to our consternation, a regiment of Union cavalry. We were going to the hard to draw up. With a splendid courage and daring that never seemed to desert him, Pointer yelled to us to follow him. With myself and Kelly behind, Pointer dashed straight on at the Union cavalry. It seemed impossible that any of us would live to get through, least of all Pointer. Yet through them we went and came out behind, and by a hard ride reached our troops from the other side in Maryville. Pointer was shot through the shoulder, one of five times he was wounded during the war.

It was this same exploit that won Pointer his spurs. Old-time clippings from newspapers in Pointer's possession show that Gen. Wheeler, in recognition of his gallantry in that dash at Maryville, made him his personal aide-de-camp, and it was only a short time later on the field of Maryville that Pointer was brevetted colonel while on the field of battle. It was also at this time that the Confederacy gave him the gold medal which was awarded to the old soldier's last resort.

Offered Assistance.

As late as February 1, 1891, Gen. Wheeler had written to Col. Pointer. A letter in Gen. Wheeler's handwriting was found in the packet, dated from the Waldorf, Astoria. It offered Col. Pointer any assistance at any time that the general could render him, and closed with the words:

"I will never forget your bravery while by my side on many a bloody battlefield in the war days."

In the packet of letters were also found many from prominent men. Among them letters from Gov. Charles A. Culberson, of Texas, Roger Q. Mills, and E. H. R. Green, son of Hettie Green. These were letters of introduction to the general, asking that Col. Pointer's request be appointed to the volunteer army in the Spanish war be granted.

There was also a letter dated 1894 from Gen. Wheeler, introducing Col. Pointer to President Rafael Yglesias, of Colombia, who is now in Europe. From other letters found it was apparent that in his later years Col. Pointer had been trying to get his old army to float mining properties in South America.

It was after the reading of these letters that members of the Confederate Veterans' Camp were told of Col. Pointer's case. Adjutant Clarence Hinton at once got into communication with Col. Owen, and word was sent to the coroner's office that the camp would take care of the old soldier's body.

Asked if he knew Col. Pointer, Col. Owen said:

"I knew he was one of the finest and greatest officers the Confederate States turned out during the war, and more than that I could not say."

Another Hot Spell Coming.

Weather Man Makes Uncomfortable Prediction for Capital.

But the Rise in Temperature, It Is Said, Will Be Slight—Fair Sunday and Monday.

After one of the coolest and most livable weeks Washington has ever had at this season, a slight rise in temperature is predicted for to-day and the next several days.

The Weather Bureau, however, with one hand on Bilkien and the other holding a chunk of ice against the thermometer, assures the startled public that the rise will not be discourteously abnormal, and that the recent hot spell is not going to be repeated for the present, at least.

The maximum temperature yesterday was 85 degrees, occurring at 3 o'clock in the afternoon. The minimum was 58 degrees at 5 o'clock in the morning. The maximum was an increase of 2 degrees over that of Friday.

The latest official forecast is: "Fair to-day and to-morrow; southerly winds; slight rise in temperature." "The maximum temperature will be the offspring of a hot spell in the Southwest, which has been curling up the edges of things for the last several days. Reports of from 100 to 105 degrees were received yesterday from Texas and Oklahoma, and the temperature in Arkansas and Louisiana ranged from 90 to 95 degrees.

How fortunate Washington has been the last week is shown by a reference to the records of the corresponding days in other years. Last Monday the minimum temperature was 53 degrees, with only one degree of the lowest ever recorded here in July.

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CHURCH NOTICES.

UNITARIAN.

ALL SOULS' CHURCH, cor. 1st and L sts. Services, 11 a. m. and 8 p. m. Sermon by the minister, 8 p. m. Young People's Religious Union. The public invited to all services.

CONFEREES AGREE UPON MINOR POINTS

Continued from Page One.

000 yielded from the income tax would be amply sufficient for all purposes, and it is probable that for this reason the rate of taxation will be reduced to 1 per cent.

Then there is much dissatisfaction over the Senate amendment proposed by Mr. Clapp, of Minnesota, one of the Republican insurgents, to tax the incomes of holding companies derived from interest on stocks and bonds which they hold.

Senator Aldrich, chairman of the Finance Committee, accepted Mr. Clapp's amendment for the committee, but made it plain that he did so in order to facilitate the consideration of the bill, which he was anxious to have the Senate pass and refer to conference. Even President Taft, as strong an advocate as he is of the corporation tax, does not like Mr. Clapp's amendment, his main ground for objection being that it appears to provide for a second taxation of stocks and bonds previously subjected to assessment under the corporation tax provision.

Mr. Taft and many Senators and Representatives are understood to be inclined to the belief that this double taxation may render the corporation tax unconstitutional, and Mr. Taft, at least, is unwilling to take any chances of having his plan declared null and void by the Federal courts. Objection is being urged, also, and urged emphatically, to the provision of the Senate amendment for amendment for subjecting to the tax the income derived from bonds of an amount over and above the capital stock of the corporation issuing them. These were the points yesterday.

The amendment would be rewritten in such a way as to be more satisfactory to the Senate and the House.

New Yorkers to Fight It.

Unless the amendment in the tariff bill imposing a tax on the earnings of corporations is materially modified in conference, it will be stoutly opposed in the House by New York Republicans and Republicans from the West, who will propose the inheritance tax as a substitute.

A canvass of the New York Republicans discloses that nearly all of them, if not all, in fact, are opposed to the corporation tax in the form in which it was adopted in the Senate. They may consent to support it if the rate of taxation is reduced from 2 to 1 per cent, and if the conference restores that provision which was incorporated in the amendment as it was introduced in the Senate exempting holding companies from the payment of tax.

The plan of the New York Republicans to hold a caucus and adopt a formal resolution in criticism of the corporation tax will probably be abandoned, if the caucus is not held, it will be of regard to the wishes of Representative Payne, the senior member of the delegation, who, as chairman of the committee on Ways and Means, is one of the conferees on the part of the House.

Abandon Caucus.

The House managers went into the conference without any specific instructions on particular features of the Aldrich bill, merely being directed, in accordance with custom, to disagree to all of the Senate amendments. A resolution adopted at a caucus of the New York Republicans would, in a measure, be binding upon Mr. Payne. At least he would be inclined to take any action in conference contrary to the expressed wishes of the delegation from his State. To relieve Mr. Payne from any embarrassment of this sort, the New York Republicans will go no farther for the present than to make it clear to Mr. Payne and the other members of the conference committee that they are opposed, and will contest in the House any corporation tax amendment if it is reported by the conference committee as it passed the Senate.

Nearly every Republican member from New York has received protests from the State against the corporation tax. In some instances complaint is made of the rate of taxation, but criticism is directed largely against the provision requiring payment of tax by holding companies and corporations deriving income from investments in the securities of other corporations. The point is made that unless holding companies are exempted from taxation the amendment will prove highly objectionable to many concerns throughout the State of New York.

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